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CONVENTION ON JURISDICTIONAL IMMUNITIES OF STATES AND THEIR PROPERTY

Report of the Sixth Committee

Rapporteur: Mr. Ghassan OBEID (Syrian Arab Republic)

I. INTRODUCTION

1. The item entitled "Convention on jurisdictional immunities of States and their property" was included in the provisional agenda of the fifty-second session of the General Assembly pursuant to Assembly resolution 49/61 of 9 December 1994.

2. At its 4th plenary meeting, on 19 September 1997, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.

3. The Sixth Committee considered the item at its 26th and 32nd meetings, on 11 and 19 November 1997. The views of the representatives who spoke during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/52/SR.26 and 32).

4. For its consideration of the item, the Committee had before it the report of the Secretary-General (A/52/294).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.6/52/L.18

5. At the 32nd meeting, on 19 November, the Chairman of the Committee introduced a draft resolution entitled "Convention on jurisdictional immunities of States and their property" (A/C.6/52/L.18).

6. At the same meeting, the Committee adopted draft resolution A/C.6/52/L.18 without a vote (see para. 7).

III. RECOMMENDATION OF THE SIXTH COMMITTEE

7. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Convention on jurisdictional immunities of States and their property

The General Assembly,

Recalling its resolution 49/61 of 9 December 1994,

Considering that the codification and progressive development of international law contributes to the implementation of the purposes and principles set forth in Articles 1 and 2 of the Charter of the United Nations,

Having considered the report of the Secretary-General,[1]

1. Decides to consider this item again at its fifty-third session with a view to the establishment of a working group at its fifty-fourth session, taking into account the comments submitted by States in accordance with resolution 49/61;

2. Urges States, if they have not yet done so, to submit to the Secretary-General their comments in accordance with paragraph 2 of resolution 49/61.

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[1] A/52/294.